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INTELLECTUAL PROPERTY LAW
(PATENT, BIOTECHNOLOGY, COMPUTER,
TRADEMARK & TRADE SECRET LAW)

Docket No.: D6070CIP

The Assistant Commissioner of Patents And Trademarks
BOX PATENT APPLICATION
Washington, DC 20231

Dear Sir:

Transmitted herewith for filing is the non-provisional patent in the:

Name of: **Curiel & Krasnykh**

For: ***Modified Adenovirus Containing a Fiber Replacement Protein***

CLAIMS AS FILED

<u>Fee for:</u>	<u>Small entity</u>	<u>Amount</u>
Basic fee	\$ 345	\$ 345
Each independent claim in excess of 3 (0)		
Each claim excess of 20 (0)		
Multiple dependent claim		
TOTAL FILING FEE		\$ 345

☒ Enclosed is check for **\$345**

___ Please charge my Deposit Account No. _____ in the total
amount of the filing fee and the assignment recordation fee if any.

X The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-1185.

X Any additional fees under 37 CFR 1.16.

X Any application processing fees under 37 CFR 1.17.

X Small Entity Statement

A small entity statement is enclosed and its benefit under 37 CFR 1.28(a) is hereby claimed.

X Relate Back--35 U.S.C. 120

This continuation-in-part application claims benefit of U.S. application Serial No. 09/250,580 filed February 16, 1999, which claims benefit of U.S. provisional application Serial No. 60/074,844 filed February 17, 1998, now abandoned.

— Assignment

The application is assigned by the inventors to the UAB Research Foundation. The assignment, Recordation Form Cover Sheet and the \$40 fee is enclosed.

X Sequence Listing

A Sequence Listing along with a Sequence Compliance Statement and a computer readable form of the Sequence Listing is enclosed.

X Power of Attorney

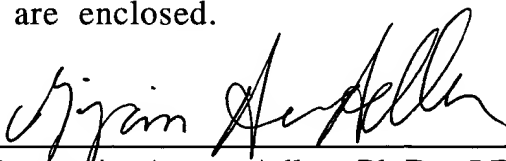
X is attached.

X Address all future communications to:

Benjamin Aaron Adler
McGREGOR & ADLER, LLP.
8011 Candle Lane,
Houston TX 77071
(713) 777-2321

X Two photocopies of this sheet are enclosed.

Date: 7/10/00


Benjamin Aaron Adler, Ph.D., J.D.
Agent for Applicant
Registration No. 35,423

07-11-00

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Curiel & Krasnykh

FILED: July 10, 2000

SERIAL NO.:

FOR: Modified Adenovirus Containing
A Fiber Replacement Protein

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GROUP ART UNIT:

EXAMINER:

DOCKET: D6070CIP

JC542 U.S. PTO
09/612852



CERTIFICATE OF MAILING BY EXPRESS MAIL UNDER 37 CFR 1.10

Assistant Commissioner of Patents and Trademarks
BOX NON-PROVISIONAL PATENT APPLICATION
Washington, D.C. 20231

Dear Sir:

I hereby certify that the following documents, which are attached, are being deposited, under 37 CFR 1.10, with the United States Postal Service "Express Mail Post Office to Addressee" service as Express Mail No. EL559421302US in an envelope addressed to: The Assistant Commissioner of Patents and Trademarks, Washington, D.C. 20231, BOX NON-PROVISIONAL PATENT APPLICATION.

- 1) Continuation-in-part application including 48 pages of specification, 4 pages of claims and 14 sheets of drawings;
- 2) Sequence Listing, Compliance Statement & CRF disk
- 3) Transmittal letter;
- 4) Small Entity Status Form;
- 5) (2) Two Combined Declarations and Power of Attorney;
- 6) Filing fee (\$345) and return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423

Date:

7/10/00

McGREGOR & ADLER, LLP
8011 Candle Lane
Houston, Texas 77071
(713) 777-2321

Applicant or Patent Curiel & Krasnykh Attorney's 6070CIP
Serial or Patent No. Docket No.
Filed or Issued: July 10, 2000
For: Modified Adenovirus Containing a Fiber Replacement Protein

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9(f) and 1.27(c)) - NONPROFIT ORGANIZATION

I hereby declare that I am an official of the nonprofit organization empowered to act on behalf of the concern identified below:

NAME OF ORGANIZATION University of Alabama at Birmingham Research Foundation
ADDRESS OF CONCERN 701 20th Street South, Birmingham, AL 35294-0011
☒ University or other institution of higher education

I hereby declare that the above identified nonprofit organization qualifies as a nonprofit organization as defined in 37 CFR 1.9(e), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization identified above with regard to the invention, entitled as above

by inventor(s) as above
described in:

- ☒ the specification filed herewith
☐ application serial no. , filed
☐ patent no. , issued

If the rights held by the above identified nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

NAME

ADDRESS

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING David Day

TITLE OF PERSON OTHER THAN OWNER Director

SIGNATURE David L. Day

DATE 7-10-2000